

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :
Yusuke SHIMIZU et al. : **Attn: APPLICATION BRANCH**
Serial No. NEW : Attorney Docket No. 2004-0166A
Filed January 30, 2004 :

PREFERENCE INFORMATION :
MANAGEMENT DEVICE WHICH PRODUCES
PREFERENCE INFORMATION BASED ON
PACKAGE CONTENT USE HISTORY

**THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975**

**COVER LETTER ACCOMPANYING APPLICATION FILED WITHOUT EXECUTED
DECLARATION UNDER 37 CFR 1.53(b) AND IN A LANGUAGE
OTHER THAN ENGLISH UNDER 37 CFR 1.52(d)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed is a new patent application entitled "PREFERENCE INFORMATION MANAGEMENT DEVICE WHICH PRODUCES PREFERENCE INFORMATION BASED ON PACKAGE CONTENT USE HISTORY". This application is submitted in the Japanese language under the provisions of 37 CFR 1.52(d).

Furthermore, the present application is submitted under the provisions of 37 CFR 1.53(b), and the application as filed does not include an executed declaration. However, accompanying the application is an unexecuted declaration listing the inventor information.

The application as filed further does not include an executed power of attorney, and accordingly, it is requested that communication initially be directed to the following firm, until an executed power of attorney and declaration are filed:

WENDEROTH, LIND & PONACK, L.L.P.
2033 K Street, N.W., Suite 800
Washington, D.C. 20006-1021

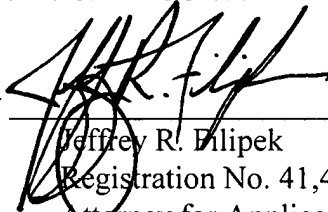
Telephone: (202) 721-8200
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The required filing fee of \$770.00 is enclosed.

Respectfully submitted,

Yusuke SHIMIZU et al.

By

A handwritten signature in black ink, appearing to read "Jeffrey R. Filipek", is written over a horizontal line.

Jeffrey R. Filipek
Registration No. 41,471
Attorney for Applicants

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January 30, 2004

DECLARATION AND POWER OF ATTORNEY FOR U.S. PATENT APPLICATION

(X) Original () Supplemental () Substitute () PCT () DESIGN

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that I verily believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Title: PREFERENCE INFORMATION MANAGEMENT DEVICE WHICH PRODUCES PREFERENCE INFORMATION BASED ON PACKAGE CONTENT USE HISTORY

of which is described and claimed in:

() the attached specification, or

(X) the specification in application Serial No. _____, filed January 30, 2004, and with amendments through _____, or

() the specification in International Application No. _____, filed _____, and as amended on _____ (if applicable).

I hereby state that I have reviewed and understand the content of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge my duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code, §119 (and §172 if this application is for a Design) of any application(s) for patent or inventor's certificate listed below and have also identified below any application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| COUNTRY | APPLICATION NO. | DATE OF FILING | PRIORITY CLAIMED |
|---------|-----------------|----------------|------------------|
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I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| APPLICATION SERIAL NO. | U.S. FILING DATE | STATUS: PATENTED, PENDING, ABANDONED |
|------------------------|------------------|--------------------------------------|
| | | |
| | | |

And I hereby appoint Michael R. Davis, Reg. No. 25,134; Matthew M. Jacob, Reg. No. 25,154; Warren M. Cheek, Jr., Reg. No. 33,367; Nils Pedersen, Reg. No. 33,145; Charles R. Watts, Reg. No. 33,142; Michael S. Huppert, Reg. No. 40,268; and Jeffrey R. Filipek, Reg. No. 41,471, who together constitute the firm of WENDEROTH, LIND & PONACK, L.L.P., as well as any other attorneys and agents associated with Customer No. 000513, to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

I hereby authorize the U.S. attorneys and agents named herein to accept and follow instructions from Nakajima & Matsumura Patent Attorneys Office as to any action to be taken in the U.S. Patent and Trademark Office regarding this application without direct communication between the U.S. attorneys and myself. In the event of a change in the persons from whom instructions may be taken, the U.S. attorneys named herein will be so notified by me.

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| Direct Correspondence to: <div style="text-align: center; font-size: 1.2em;">CUSTOMER NO. 000513</div> | | Direct Telephone Calls to: WENDEROTH, LIND & PONACK, L.L.P. 2033 "K" Street, N.W., Suite 800 Washington, D.C. 20006-1021 Phone: (202) 721-8200 Fax: (202) 721-8250 | |
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| Full Name of Sixth Inventor | FAMILY NAME | FIRST GIVEN NAME | SECOND GIVEN NAME |
| Residence & Citizenship | CITY | STATE OR COUNTRY | COUNTRY OF CITIZENSHIP |
| Post Office Address | ADDRESS | CITY | STATE OR COUNTRY ZIP CODE |

I further declare that all statements made herein of my own knowledge are true, and that all statements on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

1st Inventor _____ Date _____
Yusuke SHIMIZU
2nd Inventor _____ Date _____
Masayuki KOZUKA
3rd Inventor _____ Date _____
Shunji HARADA
4th Inventor _____ Date _____
5th Inventor _____ Date _____
6th Inventor _____ Date _____

The above application may be more particularly identified as follows:

U.S. Application Serial No. NEW Filing Date January 30, 2004

Applicant Reference Number FP-03125-US Atty Docket No. 2004-0166A

Title of Invention PREFERENCE INFORMATION MANAGEMENT DEVICE WHICH PRODUCES PREFERENCE INFORMATION BASED ON PACKAGE CONTENT USE HISTORY